



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

July 8, 2010

B. TIMOTHY DURICK, TREASURER
FRIENDS OF BYRON DORGAN
PO BOX 871
BISMARCK, ND 58502

Response Due Date
08/12/2010

IDENTIFICATION NUMBER: C00143438

REFERENCE: APRIL QUARTERLY REPORT (01/01/2010 - 03/31/2010)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Senate Public Records Office by the response date noted above. Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following item:

1. While it is permissible for a person to make a contribution for the general election prior to the primary election, the recipient committee must employ an acceptable accounting method to distinguish between primary and general election contributions. (11 CFR § 102.9(e)) This general election amount must be maintained in the committee's account.

Since the candidate is not seeking office and will not participate in the general election, any contribution received for the general election must be returned to the donors, in accordance with 11 CFR § 110.1(b)(3). The use of general election contributions to pay primary debts and obligations is prohibited under the Act as such use could result in individuals making contributions with respect to the primary election in excess of the \$2,400 per election limit. Any subsequent report(s) filed with the Commission must disclose the refund of any general election contributions. Refunds must be done within sixty (60) days after the candidate's announcement not to seek office/ re-election.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any refund. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. (11 CFR § 104.8(d)(4))

Please amend your report to disclose what action will be taken in regard to the general election contributions received by your committee. Although the